

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:
Mail Stop RCE
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Application Number	09/960,431
Filing Date	September 21, 2001
First Named Inventor	T.R. Hansen et al.
Art Unit	1743
Examiner Name	J. Ludlow
Attorney Docket Number	P-5055D1

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114**

Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____

3. **Fees**

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 02-1666
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print / Type)	Allan M. Kiang	Registration No. (Attorney / Agent)	42,725
Signature		Date	July 14, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

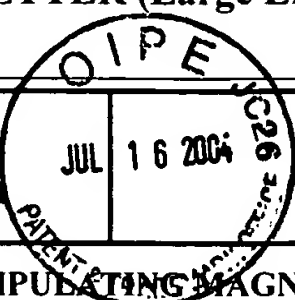
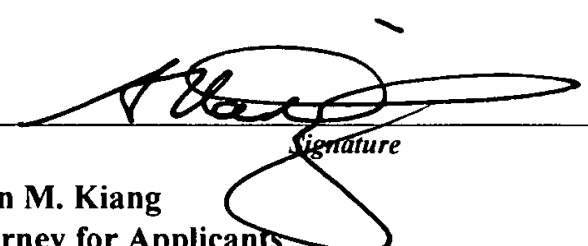
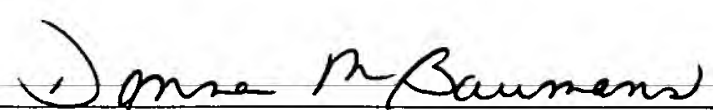
Name (Print / Type)	Donna M. Baumann	Date	July 14, 2004
Signature			

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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AMENDMENT TRANSMITTAL LETTER (Large Entity)				Docket No. P-5055D1	
Applicant(s): T.R. Hansen et al.					
Serial No. 09/960,431	Filing Date September 21, 2001		Examiner J. Ludlow	Group Art Unit 1743	
Invention: SYSTEM AND METHOD FOR MANIPULATING MAGNETIC PARTICLES IN FLUID SAMPLES TO COLLECT DNA OR RNA FROM A SAMPLE					
<u>TO THE COMMISSIONER FOR PATENTS:</u>					
Transmitted herewith is an amendment in the above-identified application.					
The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	9 -	20 =	0 x	\$18.00	\$0.00
INDEP. CLAIMS	1 -	3 =	0 x	\$86.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00
<div style="display: flex; justify-content: space-between;"><div><p><input checked="" type="checkbox"/> No additional fee is required for amendment.</p><p><input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____</p><p><input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed.</p><p><input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 02-1666</p><p><input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16.</p><p><input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.</p></div><div style="text-align: right; width: 30%;"><p>Dated: July 14, 2004</p></div></div> <div style="margin-top: 20px;"><div style="display: flex; justify-content: space-between;"><div style="width: 45%;"><p>Allan M. Kiang Attorney for Applicants Reg. No. 42,725 Becton, Dickinson and Company 1 Becton Drive Franklin Lakes, New Jersey 07417 201-847-7111</p></div><div style="width: 50%; border: 1px solid black; padding: 5px;"><p>I certify that this document and fee is being deposited on 7-14-04 with the U.S. Postal Service as first class mail under 37C.F.R. 1.8 and is addressed to the for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</p><div style="text-align: center;"><p>Signature of Person Mailing Correspondence</p><p>Donna M. Baumann</p><p><i>Typed or Printed Name of Person Mailing Correspondence</i></p></div></div></div></div>					
CC:					



PATENT
Docket No. P-5055D1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): T.R. Hansen et al.

SERIAL NO.: 09/960,431

ART UNIT: 1743

FILING DATE: September 21, 2001

EXAMINER: J. Ludlow

TITLE: SYSTEM AND METHOD FOR MANIPULATING MAGNETIC
PARTICLES IN FLUID SAMPLES TO COLLECT DNA OR RNA
FROM A SAMPLE

RESPONSE PURSUANT TO
37 C.F.R. §1.114

Commissioner of Patents
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Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with
the United States Postal Service as First Class mail in an
envelope addressed to: Assistant Commissioner for Patents,
Washington, D.C. 20231

On: 7-14-04
By: Donna M. Baumann

Donna M. Baumann 7-14-04
(signature) (date)

Sir:

This submission is filed in connection with the accompanying Request for Continued Examination of the subject patent application. A final Office Action was mailed on February 12, 2004.

The claims of the present application are believed to be in condition for allowance, and early notice thereof is respectfully requested.

Respectfully submitted,

Allan M. Kiang
Allan M. Kiang
Attorney for the Applicant
Registration No. 42,725

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